

1
2
3
4
5
6
7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF ARIZONA**

9
10 United States of America,
11 Plaintiff,
12 vs.
13 Daniel David Rigmaiden,
14 Defendant.

CR 08-814-01-PHX-DGC

**ORDER GRANTING MOTION TO
CONTINUE TRIAL AND PRETRIAL
MOTIONS AND TO VACATE OCTOBER
28, 2013 STATUS CONFERENCE**
(23rd Request)

15
16 Upon motion of Defendant and no objection by the Government, and good cause
17 appearing.

18 **IT IS ORDERED** granting Defendant's Motion to Continue Trial and Pretrial
19 Motions and to Vacate October 28, 2013 Status Conference for the reasons stated in
20 Defendant's motion, including that defense counsel needs additional time to prepare for trial.

21 This Court specifically finds that the ends of justice served by granting a continuance
22 outweigh the best interests of the public and the defendant in a speedy trial. This finding is
23 based upon the Court's conclusion that the failure to grant such a continuance would deny
24 Defendant the reasonable time necessary for effective preparation, taking into account the
25 exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

26 **IT IS FURTHER ORDERED** vacating the October 28, 2013 status conference for
27 Defendant.

28 **IT IS FURTHER ORDERED** continuing the trial from November 12, 2013 to

1 _____ at _____, and continuing the pretrial motion deadline
2 until _____.

3 **IT IS FURTHER ORDERED** that if any subpoenas were previously issued and
4 served in this matter, that they remain in effect and are answerable at the new trial date and
5 the party who served the subpoena should advise the witnesses of the trial date.

6 **IT IS FURTHER ORDERED** that excludable delay under Title 18 U.S.C. §
7 3161(h) _____ will commence from _____ to
8 _____.

9 **IT IS FURTHER ORDERED** that the parties shall keep the Court apprised of the
10 possibility of settlement and should settlement be reached, the parties shall notify the Court.

11 DATED this _____ day of _____, 20____.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28